

**ASSEMBLY BILL**

**No. 665**

---

**Introduced by Assembly Member Alejo**

February 21, 2013

---

An act to amend Section 14574 of the Public Resources Code, relating to beverage containers.

LEGISLATIVE COUNSEL'S DIGEST

AB 665, as introduced, Alejo. Beverage containers: redemption payments.

Existing law, the California Beverage Container Recycling and Litter Reduction Act, requires a beverage container distributor to pay a redemption payment no later than the last day of the month following the sale of the beverage container. Existing law requires the payment to be made to the Department of Resources Recycling and Recovery (CalRecycle), which is required to deposit those amounts in the California Beverage Container Recycling Fund. Under existing law, the money in the fund is continuously appropriated to CalRecycle.

This bill would extend the date by which a distributor is required to pay the redemption payment to CalRecycle to 60 days following the sale.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 14574 of the Public Resources Code is  
2     amended to read:

1 14574. (a) (1) A distributor of beverage containers shall pay  
2 to the department the redemption payment for every beverage  
3 container, other than a refillable beverage container, sold or  
4 transferred to a dealer, less 1.5 percent for the distributor's  
5 administrative costs.

6 (2) The payment made by a distributor shall be made not later  
7 ~~than the last day of the month~~ *60 days* following the sale. The  
8 distributor shall make the payment in the form and manner that  
9 the department prescribes.

10 (b) (1) Notwithstanding subdivision (a), if a distributor displays  
11 a pattern of operation in compliance with this division and the  
12 regulations adopted pursuant to this division, to the satisfaction of  
13 the department, the distributor may make a single annual payment  
14 of redemption payments, if the distributor's projected redemption  
15 payment for a calendar year totals less than seventy-five thousand  
16 dollars (\$75,000).

17 (2) An annual redemption payment made pursuant to this  
18 subdivision is due and payable on or before February 1 for every  
19 beverage container sold or transferred by the distributor to a dealer  
20 in the previous calendar year.

21 (3) A distributor shall notify the department of its intent to make  
22 an annual redemption payment pursuant to this subdivision on or  
23 before January 31 of the calendar year for which the payment will  
24 be due.

25 ~~(e) This section shall become effective on July 1, 2012.~~